

US EPA RECORDS CENTER REGION 5



487236

1 In re:

2
3 INTERVIEWS OF IWD DRIVERS

4
5 * * *

6 Sworn statement of ~~JOHN HOGUE~~, Witness
7 herein, called by Waste Management of North America,
8 Inc. for examination pursuant to the Rules of Civil
9 Procedure, taken before me, Caryl L. Blevins, a Notary
10 Public in and for the State of Ohio, at the offices of
11 Industrial Waste Disposal, 3975 Wagner-Ford Road,
12 Dayton, Ohio, on Tuesday, the 2nd day of March, 1993,
13 at 8:00 o'clock a.m.

14 * * *

1 APPEARANCES:

2 On behalf of Waste Management of North America,
3 Inc.:4 By: Meg Briarton
5 Paralegal
6 Mideast Region
7 17250 Newburgh Road
8 Livonia, Michigan 48152

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1 JOHN HOGUE
2 of lawful age, Witness herein, having been first duly
3 cautioned and sworn, as hereinafter certified, was
4 examined and said as follows:

5 EXAMINATION

6 BY-MS. BRIARTON:

7 Q. For the record, would you please state your
8 name, address, and age?

9 A. John Hogue, 417 Lincoln Drive, Carlisle,
10 sixty-two.

11 Q. Mr. Hogue, can you tell me when you started
12 with IWD, what year?

13 A. Started in November of '76. It was on
14 a part-time basis, and I went on permanent January
15 18th -- no, no, I'm sorry -- March 18th, 1977.

16 Q. When you started part-time, what was your
17 position?

18 A. Driving truck.

19 Q. What kind of truck did you drive?

20 A. I drove a roll-on truck mostly.

21 Q. When you became a permanent employee or
22 full-time employee in March, were you also driving
23 roll-off?

24 A. Well, we run everything back then, front
25 loads and --

1 Q. Did you have a particular -- was it
2 everything?

3 A. I went on the front loader and run it --
4 oh, God, I'm still on the front load.

5 Q. So in March of '78, you started on front
6 load?

7 A. I've been on it most of the time ever
8 since. Of course, I've run everything here off and
9 on, but --

10 Q. Did you also work relief?

11 A. No, I never did work relief.

12 Q. No relief? Can you tell me when you
13 started back in the late '70's -- I don't know if this
14 will help -- do you recall what route number you might
15 have --

16 A. Route three oh.

17 Q. Route three oh?

18 A. Uh-hum.

19 Q. And what geographic area did that cover?

20 A. Vandalia, Tipp City, Brookville, Trotwood.
21 I think that's it.

22 Q. How long did you run route three oh?

23 A. Oh, God, I haven't the vaguest idea. Four
24 or five years, I guess.

25 Q. Four or five years?

1 A. Yeah.

2 Q. And that would put you probably into the
3 early '80's, at which time did you work a different
4 route?

5 A. Well, another route, route two four. It
6 was mostly Dayton.

7 Q. What part of Dayton?

8 A. Salem Avenue.

9 Q. Is that the downtown area?

10 A. No. Just north mostly. Well, north of the
11 river.

12 Q. Can you show me on this map here
13 (indicating)?

14 A. Oh, it's -- I don't know. Hell.

15 Q. Just help me out.

16 A. Let's see where we are here.

17 Q. There's Salem right there (indicating).

18 A. Well, just Salem Avenue in here over to
19 Wolf Creek (indicating), still had Trotwood and over
20 to Main Street.

21 Q. So sort of the northwest corner?

22 A. Uh-hum.

23 Q. How long did you run route two four?

24 A. Oh, God, I don't know when Joe bumped me
25 off that. Let's see. I don't know really.

1 Q. For a few years?

2 A. Oh, yéah. Three or four years, something
3 like that.

4 Q. And what did you run then?

5 A. After that?

6 Q. Yes.

7 A. I was running roll-ons. Run a roll-on for
8 three years.

9 Q. So you were dispatched --

10 A. Run roll-on -- well, I was dispatched all
11 over, everything.

12 Q. All over?

13 A. At that time they had a lot of construction
14 containers, stuff that didn't amount to anything.

15 Q. And after running roll-on --

16 A. Went on the route I'm on right now.

17 Q. Which is --

18 A. Which is --

19 Q. What area do you service?

20 A. Well, I service -- well, let's see. I got
21 part of Salem Avenue, Main Street, North Dixie --
22 right in this general area here, really.

23 Q. Around the IWD office?

24 A. Most of my route is Harrison Township.

25 Route four is what they call it. Everything dropped

1 down to Waste Management.

2 Q. So in this general vicinity here?

3 A. Right. Most of it is in Harrison
4 Township. Biggest majority of it is household.

5 Q. Is it a lot of residential?

6 A. Uh-hum. Apartment complexes and et cetera,
7 et cetera.

8 Q. Let's go back for a little bit to 1977 when
9 you started and you were running route three oh.
10 Okay?

11 A. Uh-hum.

12 Q. Which would be Vandalia, Tipp City,
13 Brookville, Trotwood. At that time, just to refresh
14 your memory, the incinerators, of course, would be
15 open. They opened in 1970. Can you tell me, did most
16 of your waste go to the incinerators at that time, or
17 would you have hauled to -- do you recall what
18 landfills you might have hauled to?

19 A. I would say better than ninety-five percent
20 of it went to the incinerator.

21 Q. If you were diverted back then in the late
22 '70's, early '80's, do you recall what landfill you
23 used?

24 A. Powell Road.

25 Q. Powell Road?

1 A. Right.

2 Q. So about ninety-five percent went to the
3 incinerators. If you were diverted, you went to
4 Powell Road?

5 A. Right. Uh-hum.

6 Q. Okay.

7 A. The only time we would use Cardington Road
8 with a front load at that time on this north end is
9 after Powell Road closed at 5:00. Then we would go to
10 Cardington, because they were open until 11:00 at
11 night.

12 Q. I see. So if Powell was closed at 5:00,
13 then you would go to Cardington?

14 A. Go to Cardington, right. And that didn't
15 happen very often, because the biggest majority of the
16 time you were finished by that time.

17 Q. What time did you usually start your
18 route? 3:00, 4:00 in the morning?

19 A. Well, at first when I first started, we
20 didn't start till noon -- that was that three oh
21 route -- because of the airport. At that time we had
22 the Vandalia Municipal Airport.

23 Then after that we would start about 2:00
24 in the morning, anywhere from 2:00 to 5:00. We used
25 to have the prerogative, really. When Danis owned the

1 company, hell, if we wanted to come in and go to work
2 at 1:00, we would come in and go to work at 1:00.

3 Q. I have some other names of landfills here,
4 and let's run through and just kind of rule them out,
5 get them out of the way. I just want to see if you
6 have hauled to any of them. How about Springfield,
7 Tremont?

8 A. The only thing I ever hauled to Springfield
9 was about two or three loads, and that was out of
10 Yellow Springs when I was running the roll-on, and it
11 was construction material.

12 Q. So just construction debris. How about
13 Dorothy Lane? Would you have hauled there?

14 A. No. Because they wasn't taking the type of
15 stuff we had on that Dorothy Lane thing. That was
16 Southern Hills.

17 Q. It was what?

18 A. Belonged to Southern Hills. I don't think
19 I ever -- no. I never hauled a load to Dorothy Lane
20 landfill.

21 Q. How about Black Clawson in Franklin?

22 A. Huh-um.

23 Q. How about Hilltop?

24 A. (Witness shaking head from side to side.)

25 Q. No? You have to say yes or no.

1 A. No.

2 Q. How about the Groves landfill on Vance
3 Road?

4 A. Well, the only thing was just recently here
5 about three weeks ago I hauled a load.

6 Q. But not back in the '70's or '80's?

7 A. No. Huh-um. No.

8 Q. How about Valleycrest?

9 A. (Witness shaking head from side to side.)

10 Q. You did haul to Cardington Road, though, on
11 occasion?

12 A. Right. Right.

13 Q. Would you say that back in the late '70's
14 and early '80's, a majority of the time that you went
15 to a landfill, it was Powell Road?

16 A. Oh, yes. The biggest majority of the
17 time. I always worked north, and, of course, if I
18 was -- we used to have a second shift here. Second
19 shift we had to haul to Cardington Road, and that was
20 mostly stuff they would have left over from days, you
21 know, like construction boxes at night, and we always
22 hauled some stuff out of Dayton Tire in there at night
23 until they stopped us from hauling it.

24 Q. To Cardington?

25 A. Right, uh-hum.

1 Q. Did you haul? You hauled from Dayton Tire
2 yourself?

3 A. Oh, yeah. Yes.

4 Q. You say it was tires and --

5 A. It was just about -- the nucleus of the
6 thing was tires, nothing but tires.

7 Q. Pieces of rubber, things like that?

8 A. Yeah, just tires. Oh, they had some boxes
9 in there for other things than tires, but I never did
10 haul them. It was all in their lugger boxes.

11 Q. Yes. We were talking with Darrell Pearson
12 about that.

13 A. Yeah. He hauled that stuff.

14 Q. But for you it was mostly just the rubber?

15 A. Mostly just the tires that they had kicked
16 out.

17 Q. Did you have any other just general basic
18 type of waste, paper trash --

19 A. Well, they had two compactors over there,
20 and that was just paper and wooden skids that they
21 threw away.

22 Q. And this would be in the late '70's?

23 A. Right, uh-hum.

24 Q. And was this a daily pull for you?

25 A. Well, most of the time it was, because the

1 new man always got the dirtiest job around.

2 Q. That's the way it always works, right?

3 A. No matter where you are, and that was -- I
4 would say you could go to Dayton Tire any day you
5 wanted to and work all day.

6 Q. Running all day long?

7 A. Yeah. They always had a lot to haul, and
8 the only other landfill I was in was the one in
9 Middletown, and, of course, it's closed down also. It
10 was a municipal landfill. It belonged to the City of
11 Middletown.

12 Q. City of Middletown?

13 A. Uh-hum. And there used to be one in Xenia.

14 Q. In Xenia?

15 A. Yeah. That's -- I can't remember them
16 guys' names on that.

17 Q. I understand there were two of them. There
18 was one run by the city and another one; is that
19 correct?

20 A. Yeah. I went to the city landfill one
21 time, and the other time I went to the other one. I
22 didn't think I'd ever forget it because it was so damn
23 dirty.

24 Q. The load or the landfill?

25 A. Both. Both. Anybody here could tell you,

1 but, hell, I swear I can't remember the name of it.

2 Q. I might have it in my notes somewhere.

3 A. You probably have. Someone else has
4 mentioned it, I'm sure.

5 Q. I just remember them saying that there was
6 a city landfill and the other one, and I can't --

7 A. The city landfill they kept pretty close
8 tabs on.

9 Q. This other one was privately run?

10 A. Right, uh-hum.

11 Q. Okay.

12 A. Armentrout.

13 Q. Armentrout, that's it?

14 A. Yeah. Armentrout. That's it, yeah. God,
15 it was -- it was a construction concern, I believe.
16 I'm not sure.

17 Q. Mostly demolition debris?

18 A. Yeah.

19 Q. Is that what you hauled there?

20 A. We hauled out of -- we had a couple of
21 boxes in a place over there that we hauled in, and,
22 hell, I can't even remember the name of it. I'll be
23 sitting here and it will come to me in a few minutes,
24 I guess. But there was two. They was awful dirty
25 boxes, black residue of all kinds.

1 Q. An industrial customer?

2 A. Yeah. Uh-hum. USI.

3 Q. USI?

4 A. Right.

5 Q. And they were in Xenia?

6 A. Uh-hum. That went in -- all of that went
7 into Armentrout.

8 Q. Were these regular runs for you?

9 A. That was a regular load, yes. That was two
10 or three times a week.

11 Q. Anything else that comes to mind?

12 A. (Witness shaking head from side to side.)

13 Q. Let's talk about Powell Road a little bit.

14 Oh, first of all, prior to coming to work for IWD in
15 1976, did you have any other prior experience in the
16 waste industry?

17 A. No.

18 Q. No? None at all?

19 A. No. I had a truck and was running my own
20 truck on the road.

21 Q. In this business?

22 A. No.

23 Q. Oh, just trucking?

24 A. Uh-hum.

25 (Thereupon, an off-the-record

1 discussion was had.)

2 Q. ~~John~~, I've provided you with a list of
3 various Powell Road customers, and we'll go through
4 these and see what you recall about them as far as the
5 type of waste and any information you can provide.
6 Okay?

7 A. Uh-hum.

8 Q. How about Air Fair?

9 A. Oh, that's from Vandalia. They haul that.
10 That's nothing but just trash.

11 Q. Just paper, regular trash?

12 A. Yeah. Coke cups mostly, hamburger wrappers
13 from the Air Fair.

14 Q. Did that go to the incinerator?

15 A. It used to. I guess when the incinerator's
16 open, it goes there. It was nothing but paper.

17 Q. But if it was diverted, it might have gone
18 to Powell?

19 A. It's remotely possible, uh-hum.

20 Q. How about -- is it Alcon?

21 A. Alcon Builders, that's just a construction
22 company. They had everything. That went everywhere.
23 Most of the time, see, back when Danis owned the
24 company -- well, that was after Danis' time there, but
25 when Danis owned the company, most everything went to

1 the landfill. We owned the landfill. And now we --
2 most of it goes to the incinerator that will go. Now,
3 American Freight, that went to the incinerator and the
4 landfill.

5 Q. Okay.

6 A. American Roofing, that was always a
7 landfill load. Aristocrat Products was a landfill
8 load. Danis, landfill or incinerator. Behm, B E H M,
9 that was always a landfill load, glass. Cargill, I
10 hauled more -- well, that's the only place I ever
11 hauled Cargill to was either Cardington Road or Powell
12 Road.

13 Q. What type of waste?

14 A. Just corn waste.

15 Q. Cornstarch?

16 A. Uh-hum, right. And --

17 Q. Was it like a pulp or that sort of thing?

18 A. It's just husks mostly and ground up corn
19 waste where they had ruined a load and dumped the
20 whole darned thing. Children's Medical Center, that
21 always went to the incinerator. That's a compactor.

22 City of Dayton, I don't think I ever hauled
23 anything for the City of Dayton. Now, the City of
24 Vandalia, yes. The City of Vandalia, they used to
25 take it to the incinerator. Now they take it to the

1 landfill.

2 Q. Was that residential?

3 A. Mostly, yeah. People clean up, they have
4 their clean-up once a month. That's where all this
5 stuff comes from in Vandalia. You have your garage
6 full of junk like I do, you haul it down, they haul it
7 off.

8 And Colony Forest Park, that's a landfill
9 load. That's got furniture and everything in it.
10 Concourse Construction, that's a Danis company.
11 That's mostly a landfill load. Converting Special
12 could be anything.

13 Q. Specialties?

14 A. They used to call it specialties. I don't
15 know where they got special.

16 Q. That's just abbreviated probably.

17 A. D & D Fence, that's landfill mostly.

18 Q. Was that just fencing?

19 A. It was stuff they would clean out of --
20 they would go in and put up a new fence and they would
21 tear the old one down, put it in a trash can.

22 Q. Okay.

23 A. And cement and everything else in it.
24 There's the Dayton Air Fair again.

25 Q. We'll just disregard that.

1 A. Dayton Metro, I don't know what that would
2 be. And all of our Delco loads used to go to the
3 incinerator.

4 Q. What type of waste was --

5 A. Well, mostly what I hauled out was on a
6 roll-on, the big compactor boxes, but they had some
7 lugger boxes, and that all went to the landfill,
8 sludge containers.

9 Q. But yours was more of the trash and paper
10 stream?

11 A. Yeah. Just paper. And Digger Novak, I've
12 heard of that, but I never remember hauling anything
13 from it. Dahm Brothers, that's a roofing company.

14 Q. Roofing materials and tar, shingles?

15 A. Uh-hum, right.

16 Q. And that would go to Powell Road?

17 A. Uh-hum, the landfill, right. Duncan, I
18 don't -- the name sounds familiar, but I can't place
19 it. Duriron, that's a couple of compactors. They go
20 to the landfill. I think they still go to the
21 landfill. I'm not sure.

22 Q. But back then it would have gone to Powell?

23 A. Right, over to Powell Road.

24 Q. That would have been just paper?

25 A. Yeah. Just paper and debris out of the

1 factory down there. Endco don't sound familiar. Fred
2 Debra, that's familiar but I can't place it. Fryman &
3 Kuck Construction Company, they always was a landfill.

4 Q. That was, again, construction debris?

5 A. Right, uh-hum. And Gayston Corporation,
6 you might get anything out of there, glue or
7 anything.

8 Q. Would you have hauled that?

9 A. Yeah. We hauled that stuff.

10 Q. Was it a variety mixed in --

11 A. It's just -- we had an open top box. We
12 had two of them sitting over there. They would load
13 them up with paper and skids and fiber drums and et
14 cetera.

15 Q. Okay.

16 A. Gem City Engineering, Gem City Machine,
17 that's the same thing.

18 Q. The same as Gem City Engineering?

19 A. Yeah. They have it up here on Stanley
20 Avenue.

21 Q. Did you haul that --

22 A. I used to have a front load in there.

23 Q. Was that basic trash or --

24 A. They just -- basic trash from the cafeteria
25 or lunchroom or whatever.

1 Q. Okay.

2 A. Where did we end up at?

3 Q. Gem City Tool.

4 A. I don't remember that one. Gilbert
5 Construction, I don't remember that. Gold Circle was
6 mostly cardboard.

7 Q. What was Gold Circle?

8 A. Like a K-Mart store, same thing as your
9 K-Mart.

10 Q. Oh, a department store?

11 A. Uh-hum.

12 Q. Okay.

13 A. Gudorf, I don't know that one. Again, I'm
14 assuming this Harrison, Harrison Township would be the
15 same. That was all front load trash that I hauled out
16 of Harrison Township.

17 Q. Residential?

18 A. Uh-hum. Ninety-five percent of that would
19 go to the incinerator, and the rest of it would go to
20 the landfill when they would divert.

21 Q. Okay.

22 A. IML, I had a front load in there.

23 Q. What's IML?

24 A. Used to be a freight line here on
25 Timberlane (indicating).

1 Q. Was that boxes and, like you say,
2 cardboard, skids?

3 A. Yeah. Just stuff from their garage
4 mostly. Israel Builders, that's just scrap lumber,
5 first one thing, then another. J.E. Dumar, I don't
6 remember that one. J.E. Duncan, that's a construction
7 company.

8 Q. Just typical construction debris?

9 A. Uh-hum. K-Mart, that's everything. I even
10 one time hauled a load of that to the landfill.

11 Q. Is that kind of like Gold Circle waste?

12 A. Twenty-four pair of new blue jeans out of
13 one container. The guys went nuts. And L.B.
14 Robinson, that's construction.

15 Q. I'm not done with you yet. Page two. Take
16 a look at these. Some of these are just different --

17 A. Master Consolidated, I had a -- I used to
18 pull a forty yard out of there.

19 Q. Of what?

20 A. Just trash, just paper. Mostly paper.

21 Q. What is Master Consolidated?

22 A. Well, it's -- we used -- down here it was
23 just a -- well, to tell you the truth, I don't
24 remember.

25 Q. Was it a manufacturer?

1 A. Yeah. Oh, yeah. Yeah. Master Koehring,
2 that was a manufacturer. I was in that. I think I
3 had a front load down there for a while. And Mazer
4 Corporation, that's over in Brookville. I had a --
5 no. Mazer's right over here on Neff Road. We had
6 some forty yard boxes over there.

7 Q. Did you haul that?

8 A. Yeah.

9 Q. What type of waste?

10 A. That was just paper, mostly paper. They
11 were a printer.

12 Q. Any ink buckets, things like that?

13 A. No. I don't know what they did with the
14 ink buckets. I never saw any.

15 Q. Some of the other gentlemen apparently saw
16 them.

17 A. McCulley Industries, that's up in Vandalia,
18 that's just waste from that little factory place up
19 there. Miami Business International, I don't know of
20 that one. Miles Lab, they used to have a compactor
21 over there. I guess they still have.

22 Q. What type of waste?

23 A. It's just -- well, they put a lot of
24 cornstarch and everything in the container. You go in
25 clean and come out white.

1 Q. That didn't go to the incinerator?

2 A. Yeah. We used to haul it to the
3 incinerator. I guess they still do. They've got a
4 self-contained over there now. They take it to -- but
5 I have hauled it to a landfill.

6 Q. Okay.

7 A. Miami Business International, that doesn't
8 sound familiar. Mullins Rubber, now, I hauled them.
9 I hauled that all to the landfill. Now they take it
10 to the incinerator. It used to be just rubber.

11 They had one box for just rubber, that was
12 the compactor, and then they had another one for their
13 wood and stuff. That was the open top. We hauled it
14 all to the landfill. Ohio Bell boxes, you could drive
15 forty miles and get a box and it would only have one
16 skid in it.

17 Q. Really?

18 A. We used to have them in Hillsboro, go to
19 Hillsboro and haul them all the way back here. Pepsi
20 Cola, mostly broken glass is all I ever got out of
21 there.

22 Q. That went to the landfill?

23 A. Yeah. And Ply Bricko, that was the
24 heaviest damn box I ever seen in my life. Fire brick,
25 I think.

1 Q. And that would go to the landfill as well?

2 A. Yeah, 'landfill. Ryan Homes, just
3 construction debris from where they were building.
4 Stanley Terminal, they used everything in that thing,
5 everything you could think of, tires and everything
6 else.

7 Q. What is Stanley Terminal?

8 A. Truck terminal.

9 Q. Oh, okay.

10 A. But I've got several DM boxes in there now,
11 and Stouffer's Inn, that's just restaurant garbage
12 mostly. That's downtown. Taylor, Bruce & Taylor, I
13 don't know that. Tri-State Building, I don't know
14 that. And Tru-Foto, that's closed down. We used to
15 haul that to the landfill.

16 Q. Old photos and film and things like that?

17 A. Uh-hum, right. Turner --

18 Q. That's Turner Construction, I believe.

19 A. Just a --

20 Q. Construction company?

21 A. Run of the mill stuff. Van Con
22 Construction, same thing. Vandalia Baptist Temple,
23 never had it. Viacom, that's cable TV. I've got a DM
24 container there now.

25 Q. But in the past what did you haul from

1 there?

2 A. Just about the same thing it's been about
3 all the time from Viacom here is --

4 Q. I think they make cable -- or cable boxes
5 and things?

6 A. They're cable TV. Where they go out with
7 their spools and the excess -- they don't use wire.
8 They use plastic stuff. I don't know what it is.
9 That's mostly what you get from there. Eight yard
10 container twice a week.

11 Q. That's list A. Now we'll go to list B, run
12 through some more names with you.

13 A. He's got their older routes here.

14 Q. Right. I know that some of the numbers
15 have changed.

16 A. That isn't right there, Englewood/Union.
17 That isn't right. Route two eight, northwest Dayton,
18 I used to run that one, too.

19 Q. Again, we're looking at a route sheet that
20 was provided by Bill Fournier.

21 A. Well, that don't say a whole lot.

22 Q. No. I know the numbers have changed since
23 that time, but I guess an old route sheet is better
24 than no route sheet.

25 A. Better than none, right.

1 Q. Let's run through a few other customers,
2 Powell Road customers, and see what you recall.
3 Anchor Fabricators? Did we go through that one? Do
4 you recall hauling for Anchor?

5 A. I don't think so. That don't sound
6 familiar.

7 Q. Not familiar?

8 A. No.

9 Q. Chrysler? Did you haul from Chrysler?

10 A. No. I've never hauled a load out of
11 Chrysler. See, we just acquired that here not too
12 long ago. That was a front load. That was SCA. They
13 had that.

14 Q. Yes. Did I ask you about Dayton Press?

15 A. The only thing I ever hauled out of there
16 was construction material when they were building, and
17 that was before Waste Management bought the place.

18 Q. Would that have gone to Powell Road?

19 A. No. No. Huh-um. That went to
20 Cardington.

21 Q. Went to Cardington?

22 A. Uh-hum.

23 Q. Did we say Delco?

24 A. Well, we used to haul Delco. That would go
25 to the incinerator most of the time, and when Danis

1 owned the company, it all went to the landfill.

2 Q. To Cardington?

3 A. And when Waste bought it, it went to
4 Cardington.

5 Q. How about DAP?

6 A. DAP, oh, yeah. We hauled that stuff.
7 That's caulking compounds. Yeah, we used to haul
8 that.

9 Q. Where did you haul it?

10 A. I hauled every bit of that to Cardington
11 Road that I hauled. I don't know where they take it
12 now. I think they've got that back. Goodwill, I've
13 got a DM container at Goodwill.

14 Q. But again, back in the late '70's or early
15 '80's, would you have hauled Goodwill?

16 A. No.

17 Q. No?

18 A. Huh-um. Just started there recently
19 really.

20 Q. How about Hobart Corporation?

21 A. Never was in Hobart.

22 Q. No? How about Moran Paints?

23 A. No.

24 Q. PTI?

25 A. Huh-um.

1 Q. Protective Treatments?

2 A. No.

3 Q. Wright-Patterson?

4 A. Only thing I ever hauled out of Wright-Patt
5 was a cardboard container. Of course, we used to have
6 some construction containers in there, but that was
7 most of the time on second shift. We hauled them to
8 Cardington Road.

9 Q. So you don't recall any of this going to
10 Powell?

11 A. No. Huh-um. I never did haul any of it to
12 Powell.

13 Q. How about Frigidaire?

14 A. I never hauled anything out of Frigidaire
15 other than compacted refrigerators.

16 Q. Oh, compacted refrigerators?

17 A. The junk, you know, that they would mess up
18 on.

19 Q. Defective refrigerators?

20 A. They would put it in a packer box and send
21 it to one of the scrap yards.

22 Q. Oh, that would have gone like to a salvage
23 company?

24 A. Oh, yeah. It all went to salvage,
25 everything.

1 Q. Did I ask you about Dayton Press, McCall's?

2 A. Uh-hum.

3 Q. Kroger?

4 A. Only thing I ever hauled out of Kroger, we
5 used to have a self-contained box for nothing --
6 mostly fruits and vegetables is all they ever put in
7 it.

8 Q. A lot of these are municipalities. How
9 about Wolohan Lumber?

10 A. Wolohan Lumber, that's a lumberyard. I've
11 never hauled it. We've got some containers there, I
12 think.

13 Q. But not back then?

14 A. No. Huh-um.

15 Q. How about Huber Homes?

16 A. No. Never did haul any out of Huber,
17 although they do -- they have -- some of the drivers
18 have, I know, because they had some here when I was
19 running front load. They used to have three or four
20 containers at Huber Homes here just in the last three
21 or four years, I guess.

22 Q. But nothing back --

23 A. Huh-um.

24 Q. I have one final list. Maybe I can run
25 through this with you. We know that most of these

1 were Cardington Road customers, but I'd still like
2 to go over these with you and see what your
3 recollection -- if you hauled either to Cardington or
4 even Powell Road. Okay?

5 A. Uh-hum.

6 Q. In fact, if you want to take a look at it,
7 that's fine. I can read along with you.

8 A. Well, what do you want to know? The stuff
9 that went to Powell Road?

10 Q. I'm interested particularly in Powell
11 Road. Do you want me to go through each of them
12 individually?

13 A. I can't see a darned thing that I hauled to
14 Powell Road.

15 Q. Okay.

16 A. GM and Frigidaire and Monarch Marking and
17 Presto, they all -- see, we quit hauling Monarch,
18 Presto and all those when Waste Management bought IWD,
19 because all that went to Koogler and we used to haul
20 it all to Cardington Road.

21 Q. Right. Like I say, to my knowledge, most
22 of these were Cardington Road customers.

23 A. Monarch Molders, that was Cardington.
24 Plastic Products, Builders Insulation, NCR, DP&L,
25 Specialty Papers, Enterprise Roofing, Mendenhall's,

1 Moraine Materials, they were all -- DAP, Gummed
2 Products all went north.

3 Q. Miami County?

4 A. Miami County. Dayton Drum, I never hauled
5 that. GH&R Foundry, I used to take it to Cardington
6 Road.

7 Q. Okay.

8 A. Bimac. Duriron. Hewitt Soap used to go to
9 Cardington. Ohio Bell, that trash, like I said, we
10 always hauled to Danis landfills wherever we got it
11 from.

12 Dayton Tire & Rubber, of course, I hauled
13 enough tires into Cardington from Dayton Tire & Rubber
14 to ruin the world. That's about all of it, really.
15 Sheffield Bendix, the only thing I ever hauled from
16 Sheffield Bendix I took to the incinerator.

17 Q. Hold on. There's another page. Take a
18 look at some of those.

19 A. King --

20 Q. It's King Iron, I believe, or King
21 Aluminum, I'm sorry.

22 A. That was down here on Leo or Stanley
23 Avenue. We used to haul that to the landfill,
24 Cardington Road. Base Materials, never hauled that.
25 U.S. Corrugated. Gateway Erectors. Ryan Homes always

1 went to the landfill. General Films, we used to haul
2 it back down here to -- no, we didn't. We hauled
3 General Films to the landfill up north out on 47 up
4 there, used to be.

5 Q. Which landfill was that? Do you recall?

6 A. Up where we used to haul -- oh, God.

7 Q. I can't help you.

8 A. General Films. I know the one it is, but
9 I'm trying to think of who it is, because I don't want
10 to tell you wrong.

11 Q. Do you know what city it was in?

12 A. I'm trying to think if we hauled it. I
13 can't remember. Seems like we used to switch that
14 damned thing out and bring it back down here the same
15 as -- and Stolle always went to Shelby County.
16 General -- that's -- I used to take General Films out
17 to Shelby County, I'm pretty sure.

18 Q. Is that Sidney or something?

19 A. Yeah. Hughes-Bechtol, I hauled it to
20 Powell Road.

21 Q. That went to Powell Road?

22 A. Yeah.

23 Q. Is that mostly construction?

24 A. It's mostly skids. California Market was
25 vegetables mostly.

1 Q. Would that have gone to the incinerator?

2 A. Landfill. Always the landfill, yeah.

3 Because when we was hauling that, we hauled everything
4 to the landfill.

5 Q. Was that Powell Road?

6 A. No. Cardington.

7 Q. Cardington?

8 A. Right, uh-hum.

9 Q. Okay.

10 A. Defense Electronics Supply Center, the only
11 thing I ever hauled out of there was construction
12 material, and I hauled it to Cardington Road.
13 Elder-Beerman, Cardington.

14 And Earl Scheib, we had DM containers in
15 there. Most of it I hauled to the incinerator.
16 Amole, I never hauled it. Systems Research. Leland
17 Electrosystems. Mazer Corporation was over here
18 (indicating). It went to the landfill.

19 Q. Can you speak up a little bit?

20 (Thereupon, an off-the-record
21 discussion was had.)

22 THE WITNESS: Okay. Mazer Corporation,
23 that was a landfill load. Pantorium Cleaners, the
24 only thing I had there was DM containers. University
25 of Dayton, we got all kinds of trash out of there. It

1 all went to the landfill.

2 Q. To Cardington or Powell?

3 A. Cardington Road.

4 Q. Okay.

5 A. Never hauled Riggs Sheet Metal. Gem City
6 Engineering down here, we hauled it to -- I've dumped
7 Gem City Engineering at Powell Road and Cardington
8 both.

9 Q. What type of waste?

10 A. Just run of the mill trash like paper maybe
11 and a few skids.

12 Q. Was that a regular stop for you?

13 A. Uh-hum.

14 Q. Daily or a couple times a week?

15 A. Three times a week, if I remember right.

16 Mullins Rubber, that was all Cardington I hauled.
17 American Modular, never hauled it. L.B. Robinson
18 Construction, drywall. I hauled it all to Cardington
19 Road.

20 Tait Manufacturing, I used to have one
21 there. I took it to the incinerator. Dayton Sure
22 Grip, never hauled that that I know of. Roberts
23 Consolidated, I took that to Cardington most of the
24 time. Bendix Corporation, landfill. Lewis Painting,
25 nothing. St. Elizabeth's Hospital, incinerator. I

1 never heard of this Rinks Company.

2 Q. I believe it's a department store.

3 A. Are you sure it's not Rike's?

4 Q. No, I'm not sure, but I thought everyone
5 said it was comparable to Walgreen's or Wal-Mart, a
6 small department store.

7 A. Rinks. I don't know. It don't sound
8 familiar. I mean, I can't place it.

9 Q. I can't argue with you.

10 A. Atlas Die Cast, I never hauled that.
11 K-Mart, usually most of the time we hauled it to the
12 landfill, Cardington Road.

13 Q. Cardington Road?

14 A. Uh-hum. Bluebird Pie, Cardington. They
15 take that to the incinerator now. Borden Dairy, we
16 used to haul it to the incinerator all the time.
17 Gayston Corporation, landfill.

18 Q. Which landfill?

19 A. Cardington Road got most of it.

20 Q. What type of waste was that?

21 A. Oh, that was everything, just like --

22 Q. Everything?

23 A. Yeah. From the factory inside. They take
24 their dumpsters out and dump them. J.C. Penney, just
25 waste like boxes from clothing they had taken out is

1 what it is. It goes to the incinerator now.
2 Tru-Foto, we used to haul to the landfill. That's
3 been closed for some time. Ohio Precision Castings, I
4 don't remember that one.

5 Q. There's one more page. You can stop here
6 (indicating).

7 A. Dayton Walther, never did haul that.
8 Economy Rubber, I never hauled that. Cooper Jarrett,
9 that's a trucking company. I never did haul it, but I
10 know what it was.

11 Vindale Modular Homes, we used to haul that
12 to Preble County landfill and Cardington Road.
13 Opti-Gauge went to Cardington Road. Weitz Company, I
14 don't remember that. Weitz or whatever.

15 Q. I'm not sure.

16 A. Valentine Matchplate, that was up here. We
17 used to take that to Cardington Road. Meir Brass, I
18 don't remember that. Ohio Sealer, I never hauled
19 that. Trotwood Corporation, I believe, if I remember
20 right, it's that trailer place over there, although
21 I'm not sure.

22 Q. Yes. I believe they also make modular
23 homes like Vindale.

24 A. That went to Cardington Road also, and UPS,
25 I dumped front loads is all I ever had at UPS, and I

1 took it to the incinerator.

2 Q. To the incinerator? All right. Thank
3 you.

4 A. Your job must be boring as hell. Is it?

5 Q. No, it's not. There are worse things in
6 life, believe me. Okay. Anything else about Powell
7 Road? Any other companies you can think of?

8 A. Nothing that I know of. The only thing I
9 know about Powell Road, I used to haul gravel out of
10 it before it became a landfill, and I hauled trash
11 into it after it became a landfill.

12 Q. It was a gravel pit?

13 A. Uh-hum.

14 Q. Was that for Frank -- was it Barger?

15 A. Barger. Used to be -- I think he owns this
16 trailer court over here now (indicating).

17 Q. I think he's deceased.

18 A. Yeah. Well, his family does, whatever.

19 Q. Do you have any knowledge about the
20 operations there at all, about Powell Road?

21 A. None. None whatsoever.

22 (Thereupon, an off-the-record
23 discussion was had.)

24 Q. John, can you tell me, has anyone else
25 contacted you with respect to Valleycrest, Cardington

1 Road, or Powell Road?

2 A. The only thing, I had some lady from Waste
3 Management talk to me I think two different times
4 about Powell Road, and I can't remember her name.

5 Q. It was probably me. Was it a while ago?

6 A. Yeah. It's been -- I thought you looked
7 kind of familiar. It probably was you.

8 Q. No. I haven't been down here. I might
9 have called you by phone.

10 A. I've talked to someone about it, and then
11 some lady sat here one day and filled out a bunch of
12 papers on it.

13 Q. That was quite a few years ago.

14 A. All she ever talked about was Powell Road.
15 There was no other landfill, just Powell Road.

16 Q. I think I know who you are referring to.
17 Do you ever recall taking waste to the landfill and
18 anything being rejected at the landfill or anyplace
19 you dumped?

20 A. (Witness shaking head from side to side.)

21 Q. No?

22 A. Huh-um.

23 Q. Do you recall any generators directing you
24 to dump at certain facilities?

25 A. No. The only -- just like I said before,

1 the only thing was when the Danis Company owned this,
2 you dumped at the Danis landfill.

3 Q. But you don't recall any generators
4 instructing you to --

5 A. But no one like Mazer or those guys have
6 ever said you dump this a certain place. They always
7 dump the cheapest place to dump.

8 MS. BRIARTON: Okay. Good enough.

9 (Thereupon, the statement was concluded
10 at 8:50 o'clock a.m.)

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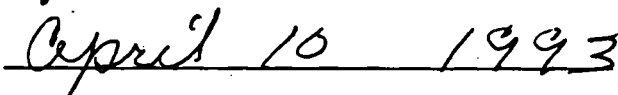
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25

1 I, JOHN HOGUE, do hereby certify that the
2 foregoing is a true and accurate transcription of my
3 testimony.

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8 Dated


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1 STATE OF OHIO)

2 COUNTY OF MONTGOMERY) SS: CERTIFICATE

3 I, Caryl L. Blevins, a Notary Public within and
4 for the State of Ohio, duly commissioned and
5 qualified,

6 DO HEREBY CERTIFY that the above-named
7 JOHN HOGUE, was by me first duly sworn to testify the
8 truth, the whole truth and nothing but the truth; that
9 said testimony was reduced to writing by me
10 stenographically in the presence of the witness and
11 thereafter reduced to typewriting.

12 I FURTHER CERTIFY that I am not a relative or
13 Attorney of either party nor in any manner interested
14 in the event of this action.

15 IN WITNESS WHEREOF, I have hereunto set my hand
16 and seal of office at Dayton, Ohio, on this
17 16th day of March, 1993.

18 

19 CARYL L. BLEVINS
20 NOTARY PUBLIC, STATE OF OHIO
21 My commission expires 7-16-93
22
23
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25